

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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Robert Barbanti, :

: 04 CIVIL 4939 (SCR)

Plaintiff, :

JUDGMENT

-against- :

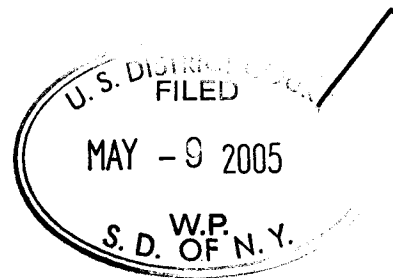
MTA Metro North Commuter Railroad, :

:

:

Defendant. :

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Whereas the above entitled action having been assigned to the Honorable Stephen C. Robinson, U.S.D.J., and the Court thereafter on May 5, 2005, having handed down its memorandum decision and order granting plaintiff's motion to remand and denied Defendant's cross-motion for judgment on the pleadings, it is,

**ORDERED, ADJUDGED AND DECREED:** That the complaint be and it is hereby remanded to the Supreme Court of the State of New York, County of Orange and closed in this court.

Dated: White Plains, New York

May 9, 2005

*J. Michael McMahon*  
Clerk

*EOD.*